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OCT 13 2006

OFFICE OF PETITIONS

In re Application of :
Kelly, et al. :
Application No. 10/786,582 :
Filed: February 26, 2004 :
Attorney Docket No. 578918009US :
For: VIBRATING RAZOR HEAD :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 12, 2006, to revive the above-identified application.

This application became abandoned for failure to timely reply to the Restriction Requirement, mailed August 16, 2005, which set a one month shortened statutory period for reply. No proper extensions of time having been obtained pursuant to 37 CFR 1.136(a) and no reply being received in the Office, this application became abandoned on September 17, 2005. A Notice of Abandonment was mailed on March 9, 2006.

Applicants have submitted a proper reply to the Restriction Requirement in the form of an election, an acceptable statement of the unintentional nature of the delay in responding to the Restriction Requirement, and the petition fee.

The statement of unintentional delay was not signed by a person who would have been in a position of knowing that the delay in filing a timely response was unintentional. In the event that practitioner has no knowledge that the delay was in fact unintentional, practitioner should make a reasonable inquiry to ascertain that, in fact, the delay was unintentional. If practitioner discovers that the delay was intentional, practitioner must so notify the Office. A courtesy copy of this decision is being mailed to practitioner. However, any future correspondence regarding this application will be mailed to the address of record.

The petition under 37 CFR 1.137(b) is **GRANTED**.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$5100 extension of time submitted with the petition was submitted subsequent to the maximum period obtainable for reply, this fee is unnecessary and will be credited to practitioner's deposit account.

After the mailing of this decision, the file will be returned to Technology Center AU 3724 for consideration of the election filed on June 12, 2006.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3230.

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